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International Alliance of Theatrical Stage Employees and Moving  
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and Canada, Local 720

UNITED STATES OF AMERICA  
NATIONAL LABOR RELATIONS BOARD  
SAN FRANCISCO DIVISION OF JUDGES

David Saxe Productions & V Theater Group,  
Joint Employers

and

International Alliance of Theatrical Stage  
Employees and Moving Picture Technicians,  
Artists and Allied Crafts of the United States  
and Canada, Local 720.

No. 28-CA-219225 and  
No. 28-RC-219130

**IATSE LOCAL 720'S POSITION  
STATEMENT REGARDING  
RESPONDENTS' REQUEST FOR  
EXTENSION OF TIME TO FILE THE  
CLOSING BRIEF**

Pursuant to the Order to Show Cause issued on November 26, 2018, the International Alliance of Theatrical Stage Employees and Moving Picture Technicians, Artists and Allied Crafts of the United States and Canada, Local 720 ("Local 720"), by its undersigned counsel of record, files this position statement in response to Respondents' Request for an Extension of Time to file the Closing Brief. The serious nature of the violations, including but not limited to the adverse actions taken against known union supporters, the number of discriminatory

discharges in a short period of time, the number of discriminatees still out of work and without income to support themselves, and the number of employees still without the benefits of a union necessitates the most expeditious resolution feasible. The recent approval of 10(j) injunctive relief, which seeks immediate reinstatement of the discharged discriminatees, underscores the impact of the violations. A postponement of the briefing deadline will cause harm to the discriminatees through the resulting further delay, through a possible appeal of the Administrative Law Judge's ultimate decision, in reinstatement and in the payment of lost wages to which they are entitled. A postponement will harm current and future employees of Respondents through the resulting delay in obtaining improved employment terms and conditions through the assistance of their bargaining representative.

Respondents' request for an extension has not established that they will suffer prejudice under the current briefing schedule. Respondents, as established by their notices of appearance and testimony at the hearing, are represented by multiple attorneys who are available to review the transcripts and to draft and finalize the closing brief. Respondents have not shown that the schedule of one attorney negates their ability to meet the briefing deadline. The hearing in this matter spanned several weeks, with periodic breaks. Respondents' attorneys, knowing their own schedules and recognizing the scope of the proceedings, should have taken steps to begin drafting the closing brief in advance of the conclusion of the hearing to the degree possible. The brief due date comes as no surprise to Respondents, or their counsel.

All parties are subject to the same briefing schedule, time constraints, requirement to review the underlying documentation and similar competing professional obligations, and thus, will be operating on equivalent grounds. On balance, the significant interest in efficiently remedying the harms suffered by the discriminatees and employees of Respondents necessitate

that the current briefing deadline remain intact.

Dated: November 28, 2018

WEINBERG, ROGER & ROSENFELD  
A Professional Corporation

By: /S/ CAROLINE N. COHEN  
CAREN P. SENCER  
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### CERTIFICATE OF SERVICE

I am a citizen of the United States and resident of the State of California. I am employed in the County of Alameda, State of California, in the office of a member of the bar of this Court, at whose direction the service was made. I am over the age of eighteen years and not a party to the within action.

On November 28, 2018, I served the following documents in the manner described below:

**IATSE LOCAL 720'S POSITION STATEMENT REGARDING RESPONDENTS'  
REQUEST FOR EXTENSION OF TIME TO FILE THE CLOSING BRIEF**

- ☒ (BY ELECTRONIC SERVICE) By electronically mailing a true and correct copy through Weinberg, Roger & Rosenfeld's electronic mail system from lhull@unioncounsel.net to the email addresses set forth below.

On the following part(ies) in this action:

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I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on November 28, 2018, at Los Angeles, California.



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Lara Hull

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